



44

PATENT  
Attorney Docket No. 82001-0189

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kurt A. ZAREFOSS et al. )  
Application No.: 09/965,854 )  
Filed: October 1, 2001 ) Art Unit: 2161  
For: SYSTEM AND METHOD FOR SUPPLY )  
CHAIN MANAGEMENT, INCLUDING ) Examiner: Unknown  
COLLABORATION )

RECEIVED  
JAN 08 2002  
Group 2100

Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449, which the Examiner may deem relevant to the patentability of the above-identified application. One copy of each of the listed documents is submitted herewith.

This information disclosure statement is being filed within one of the following time periods: within three months of the filing date of this application other than a continued prosecution application, or within three months of the date of entry into the national stage of this international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114. Therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

Applicant respectfully requests that the Examiner considers the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed documents are material or constitute "prior art."

If the Examiner applies the documents as "prior art" against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**HOGAN & HARTSON LLP**

Dated: January 2, 2002

**HOGAN & HARTSON LLP**  
555 13<sup>th</sup> Street, N.W.  
Washington, D.C. 20004  
(202) 637-5703  
e-mail: [cjcrowson@hhlaw.com](mailto:cjcrowson@hhlaw.com)  
**Customer No. 24633**

By:   
Celine Jimenez-Crowson  
Registration No. 40,357  
James J. Namiki  
Registration No. P51,148

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE <i>(Mod. 8)</i> INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>		ATTY. DOCKET NO. 82001-0189		APPLICATION NO. 09/965,854		
		APPLICANT Kurt A. ZAREFOSS et al.				
		FILING DATE October 1, 2001		GROUP 2161		
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	5,056,017	10/08/91	McGarvey	364	403	07/31/89
	5,128,861	07/07/92	Kagami et al.	364	403	11/28/89
	5,168,445	12/01/92	Kawashima et al.	364	403	02/21/89
	5,270,921	12/14/93	Hornick	364	407	01/11/91
	5,283,856	02/01/94	Gross et al.	395	51	10/04/91
	5,487,134	01/23/96	Ballard	395	51	02/23/95
	5,576,951	11/19/96	Lockwood	395	227	03/16/94
	5,586,025	12/17/96	Tsuji et al.	396	761	10/05/92
	5,644,725	07/01/97	Schmerer	395	228	12/20/95
	5,701,400	12/23/97	Amado	395	76	03/08/95
	5,712,989	01/27/98	Johnson et al.	395	228	04/02/93
	5,715,393	02/03/98	Naugle	395	200.11	06/21/95
	5,727,164	03/10/98	Kaye et al.	395	228	12/13/91
	5,764,509	06/09/98	Gross et al.	364	149	06/19/96
	5,771,172	06/23/98	Yamamoto et al.	364	468.13	07/22/97
	5,802,253	09/01/98	Gross et al.	395	51	02/26/96
	5,809,479	09/15/98	Martin et al.	705	11	02/03/97
	5,815,638	09/29/98	Lenz et al.	395	21	03/01/96
	5,878,401	03/02/99	Joseph	705	22	02/09/96
	5,884,300	03/16/99	Brockman	707	2	05/01/97
	5,897,624	04/27/99	Ramaswamy	705	28	07/23/97
	5,913,202	06/15/99	Motoyama	705	35	06/13/97
	5,914,878	06/22/99	Yamamoto et al.	364	468.13	07/22/97
	5,930,771	07/27/99	Stapp	705	28	12/20/96
EXAMINER				DATE CONSIDERED		
<b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 82001-0189	APPLICATION NO. 09/965,854
INFORMATION DISCLOSURE CITATION <i>(use several sheets if necessary)</i>		APPLICANT Kurt A. ZAREFOSS et al.	
		FILING DATE October 1, 2001	GROUP 2161

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	PATENT NUMBER	ISSUE DATE	PATENTEE	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	5,960,408	09/28/99	Martin et al.	705	11	08/20/98
	5,961,651	10/05/99	Gittins et al.	714/5	5	04/15/96
	5,962,834	10/05/99	Markman	235	385	03/17/97
	5,963,919	10/05/99	Brinkley et al.	705	28	12/23/96
	5,970,475	10/19/99	Barnes et al.	705	27	10/10/97
	5,974,395	10/26/99	Bellini et al.	705	9	08/21/96
	5,983,202	11/09/99	Yabe et al.	705	28	04/03/96
	5,995,945	11/30/99	Notani et al.	705	28	08/25/97
	6,006,196	12/21/99	Feigin et al.	705	10	05/01/97
	6,012,041	01/04/2000	Brewer et al.	705	28	02/28/97
	6,026,372	02/15/2000	Savage	705	15	05/27/97
	6,029,140	02/22/2000	Martin et al.	705	11	05/10/99
	6,029,143	02/22/2000	Mosher et al.	705	28	06/06/97
	6,038,542	03/14/2000	Ruckdashel	705	9	04/28/98
	6,047,264	04/04/2000	Fisher et al.	705	26	10/08/96
	6,055,505	04/25/2000	Elston	705	1	12/30/97
	6,055,516	04/25/2000	Johnson et al.	705	27	01/20/99
	6,058,379	05/02/2000	Odom et al.	705	37	07/11/97
	6,070,148	05/30/2000	Mori et al.	705	26	03/24/98
	6,081,789	06/27/2000	Purcell	705	37	01/08/99
	6,085,173	07/04/2000	Suh	705	30	09/16/96
	6,157,915	12/05/2000	Bhaskaran et al.	705	7	08/07/98
	6,289,384	09/11/2001	Whipple et al.	709	229	09/18/98
	H1743	08/04/98	GRAVES et al.	364	479.06	03/17/95

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.